UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

ORUCH LOWENBEIN on behalf of himself and all others similarly situated,

Plaintiff,

Civil Action No. 1:11-cv-1253-CBA-MDG

V.

AMERICAN CORADIUS INTERNATIONAL, L.L.C.

Defendant.

JOINT STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), plaintiff, Oruch Lowenbein, and defendant, American Coradius International, L.L.C. ("ACI"), hereby jointly stipulate to the dismissal with prejudice of plaintiff's claims against ACI, with each side to bear its own fees and costs.

Dated, this 9th day of January, 2012.

/s/ Adam J. Fishbein Adam J. Fishbein, Esq. Adam J. Fishbein, P.C. 483 Chestnut Street Cedarhurst, NY 11516

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